



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

February 14, 2008

DYKEMA GOSSETT PLLC.
FRANKLIN SQUARE, THIRD FLOOR WEST
1300 I STREET, NW
WASHINGTON, DC 20005
US

Dear Sir/Madam,

Your refund request for 10578837 in the amount of \$120.00 has been denied .

Response to missing requirements was due on 5/8/07 it was not received until 5/23/07. A one month extension of time was therefore charged. Fees are proper.

Sincerely,


RITA WHITE
PCT - National
703 308-9140 x231



Dep 3' Ref

Practitioner's Docket No. 066455-0271

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

☒ In re application of: Rory McCrae Tulloch
Application No.: 10 / 578,837 Group No.: 3672
Filed: May 23, 2007 Examiner: Not yet assigned
For: DOWNHOLE SWIVEL JOINT ASSEMBLY AND METHOD OF USING SAID SWIVEL...

2007 NOV 21 PM 3:51

☐ Patent*: Issued:

*NOTE: Insert name(s) of inventor(s) and title also for patent. Where request is with respect to a maintenance fee payment also insert application number and filing date and add Mail Stop 16 to address.

Mail Stop 16
Director of the U.S. Patent and Trademark Office
P.O. Box 1450,
Alexandria, VA 22313-1450

REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)

NOTE (HAND CARRIED): "Refund requests, deposit account replenishments, and maintenance fee payments may be hand carried to the Office of Finance receptionist in Suite 300, 2051 Jamieson Avenue (Carlyle Place building), Alexandria, VA 22314. Hand carried correspondence will only be accepted, and not processed. Although the receptionist will not process any correspondence, if the correspondence is delivered with an itemized postcard, the receptionist will provide a delivery receipt by date stamping the postcard. Depending on whether the correspondence is a refund request, deposit account related (e.g., a deposit account replenishment), or maintenance fee related (e.g., a maintenance fee payment), the correspondence should be placed in an envelope with REFUND, DEPOSIT ACCOUNT, or MAINTENANCE FEE written in dark ink across the envelope." See "Updated Lists of Exceptions to the Centralized Delivery and Facsimile Transmission Policy for Patent Related Correspondence," September

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the data shown below, this correspondence is being:

MAILING

☐ deposited with the United States Postal Service in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10.*

☐ with sufficient postage as first class mail.

☐ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (571) 273-6500.

Signature _____

Date: _____

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

(Request for Refund (Improper Charge of Credit Card Account) [19-4]—page 1 of 4)



II. FEES CHARGED FOR WHICH REFUND REQUESTED

AMOUNT OF REFUND REQUESTED

- | | |
|--|----------|
| <input type="checkbox"/> Basic fee | _____ |
| <input type="checkbox"/> Examination fee | \$ _____ |
| <input type="checkbox"/> Search fee | \$ _____ |
| <input type="checkbox"/> Additional fee for specification and drawings | \$ _____ |
| <input type="checkbox"/> Surcharge for filing the basic filing fee on a date later than the filing date of the application (37 C.F.R. § 1.16(e)) | _____ |

and/or

- | | |
|---|----------|
| <input type="checkbox"/> Surcharge for filing the oath or declaration on a date later than the filing date of the application (37 C.F.R. § 1.16(e)) | _____ |
| <input checked="" type="checkbox"/> Extension of term | _____ |
| <input checked="" type="checkbox"/> first month | \$120.00 |
| <input type="checkbox"/> second month | _____ |
| <input type="checkbox"/> third month | _____ |
| <input type="checkbox"/> fourth month | _____ |
| <input type="checkbox"/> fifth month | _____ |
| <input type="checkbox"/> Excess claims | _____ |
| <input type="checkbox"/> Issue fee | _____ |
| <input type="checkbox"/> Petition fee | _____ |
| <input type="checkbox"/> Patent maintenance fee | _____ |
| <input type="checkbox"/> first maintenance fee | _____ |
| <input type="checkbox"/> second maintenance fee | _____ |
| <input type="checkbox"/> third maintenance fee | _____ |
| <input type="checkbox"/> Patent maintenance fee surcharge | _____ |
| <input type="checkbox"/> Other _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

TOTAL REFUND REQUESTED

\$120.00

(Request for Refund (Improper Charge of Credit Card Account) [19-4]—page 3 of 4)



III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

The USPTO charged Deposit Account No. 04-2223 a \$120 extension of time fee on July 19, 2007 against 066455-0271, Serial No. 10/578,837 in error. The last filing made in this patent application was a timely filed Response to Notification of Missing Requirements for which our deposit account was correctly charged \$130 on April 25, 2007. Accordingly, we are requesting a refund to our deposit account of the erroneously charged \$120 extension of time fee.

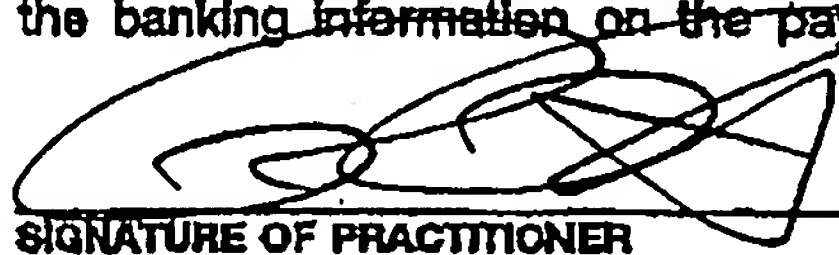
IV. MANNER OF REFUND

Please make the refund by

- ☒ Crediting Deposit Account No. 04-2223
- ☐ Crediting applicant's credit card as shown on the attached credit card authorization form PTO-2038.

WARNING: Credit card information should not be included on this form as it may become public.

- ☐ Sending refund check to applicant
- ☐ By electronic funds transfer using the banking information on the payment instrument.


SIGNATURE OF PRACTITIONER

Reg. No.: 46,553

Adesh Bhargava
(type or print name of practitioner)

Tel. No.: (202) 906-8696

1300 I Street N.W.
P.O. Address

Customer No.: 25,269

Washington, D.C. 20005



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/578,837	Rory Tulloch	066455-0271

25269
 DYKEMA GOSSETT PLLC
 FRANKLIN SQUARE, THIRD FLOOR WEST
 1300 I STREET, NW
 WASHINGTON, DC 20005

INTERNATIONAL APPLICATION NO.

PCT/GB04/04926

I.A. FILING DATE	PRIORITY DATE
11/23/2004	11/24/2003

CONFIRMATION NO. 3744

371 FORMALITIES LETTER

OC000000022791054

Date Mailed: 03/08/2007

5-23-2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/10/2006
- Copy of the International Search Report filed on 05/10/2006
- Preliminary Amendments filed on 05/10/2006
- U.S. Basic National Fees filed on 05/10/2006
- Priority Documents filed on 05/10/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,